

From: [Miller, Gary](#)
To: [David Keith](#)
Cc: aaxe@winstead.com; [Sanchez, Carlos](#); [Foster, Anne](#); [Salinas, Amy](#); [Leos, Valmichael](#)
Subject: FW: LE-MGI-E-0001 / Re: FW: Superfund Site San Jacinto River / I-10 Harris County
Date: Tuesday, October 14, 2014 2:28:00 PM
Attachments: [Attachement 02 New Gate.pdf](#)
[Attachement 01 Areal Map of Heavy Haul Route along I-10 property.pdf](#)
[Attachement 02 New Gate.pdf](#)

David,

The EPA approves the fence modifications as described in the attached email. Please ensure that the current signage is maintained and that EPA will continue to have access through the new gate.

Regards,

Gary Miller
EPA Remedial Project Manager
214-665-8318
miller.garyg@epa.gov

From: Axe, Al [<mailto:aaxe@winstead.com>]
Sent: Monday, September 29, 2014 9:08 AM
To: Patty McDaniel (Patty.McDaniel@txdot.gov); Rich O'Connell (Rich.OConnell@txdot.gov); Foster, Anne; Salinas, Amy
Cc: 'Steve Ginski'; Philip J Slowiak; michael.rosslenbroich@linde-le.com; tom.muchan@linde-le.com
Subject: FW: LE-MGI-E-0001 / Re: FW: Superfund Site San Jacinto River / I-10 Harris County

Patty, Rich, Anne and Amy,

As you know, a company named Linde is proposing to access TxDOT's right of way on the east bank of the San Jacinto River for the purpose of offloading heavy equipment for a major construction project in Baytown. International Paper and MIMC have entered into an access agreement with TxDOT, which was reviewed by EPA, relating to the construction of a fence to prevent access to the river at that location, as part of the San Jacinto Superfund process.

I have attached an email and two attachments that I received from Linde last week regarding their plans for accessing the east bank. Their proposal includes modifying the fence erected by International Paper. Thus, I am, on behalf of IP and MIMC, sending this proposal to you for your review and approval.

The last attachment set out above is a modification of the map sent to us by Linde. This map points out the fence installed by IP and MIMC on the east bank (the red line), as well as the gate that the parties installed. As you will see, the work proposed by Linde includes the installation of a new gate that will result in the removal of a portion of the fence erected by IP and MIMC. Please let us know if you have any comments on this proposal, including any issues with respect to security associated



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with the work Linde will be performing at this location. I am including Linde's representatives on this email so everyone will be in the loop.

If you have any questions, please do not hesitate to call. Thanks. Al

Albert R. Axe, Jr.

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From: BAYTOWN@LINDE-LE.COM [<mailto:BAYTOWN@LINDE-LE.COM>]

Sent: Thursday, September 25, 2014 10:59 AM

To: aaxe@winstead.com

Cc: Steve Ginski; Axe, Al; Chin, Francis; Shafer, Andrew

Subject: LE-MGI-E-0001 / Re: FW: Superfund Site San Jacinto River / I-10 Harris County

3110A2J4 Baytown

Date: 25.09.2014 17:58:58

Corr. No.: LE-MGI-E-0001

Subject: Re: FW: Superfund Site San Jacinto River / I-10 Harris County

Ref:

Answer required: No

Dear Mr. Axe,

thank you for your reply.

Following I want to give you a brief overview about our planned operations.

From 31st Jan 2015 - 30th July Linde Engineering intends to use the I-10 property on the San Jacinto River for rolling off heavy lift items.

For better illustration please check attachment 01.

In total we have a scope of 30 items. Those items will arrive on ocean vessels at Houston port. There they will be directly discharged on barges. Those barges will be tugged up the San Jacinto River to our designated roll off area. At the shoreline minor adjustments such as aggregate fill and placing crane mats will have to be made to balance the height difference between shore line and barge.

Then the heavy lift items can roll off on special self driven heavy lift trailers in direction to Decker drive. The travel direction is marked in attachment 01. For the further transport on the designated area we will bridge the siphon pipes with a temporary fly over, use limestones for road compaction and place further timber mats in the transport route.

The transport route leads directly to the parking lot right next to the Decker Drive. In order to access the parking lot we will have to install a new gate - see purple marking in attachment 02.

We have already taken the measurements for the proposed new gate which would be necessary. The fence above the parking lot is 78 ft long from pole to pole. We would use the entire length turned into a gate.

Presupposed your approval we would assign a civil contractor to install the new gate. The civil

works would have to take place in the near future as all preparations works on the designated area must be in place much earlier before we expect the first heavy loads end of Jan 2015. This is necessary in order to have a reliable planning scenario for the booking of the ocean vessels.

Further please note that the remaining fence will not be touched. During installation works of the new gate and during all heavy lift roll off activities the gate will be secured by security service. The property will not be used during the whole given time frame but only on a daily basis depending how long it will take to roll off from the barge to Decker Drive.

So please reply how we can move forward in this matter.
Thank you in advance.

(See attached file: Attachement 02 New Gate.pdf)(See attached file: Attachement 01 Areal Map of Heavy Haul Route along I-10 property.pdf)

Best regards,

Originator: Tom Muchan
Approver: Hermann Spiller

Dr. Georg Schneider
Project Director
phone +49 89 7445 2441
fax +49 89 7445 58 14 54



The correspondence above is a reply to:

Date: 24.09.2014 15:41:07
From: "Axe, Al" <aaxe@winstead.com>
To: "michael.rosslenbroich@linde-le.com" <michael.rosslenbroich@linde-le.com>
"tom.muchan@linde-le.com" <tom.muchan@linde-le.com>
CC: Steve Ginski <Steve.Ginski@ipaper.com>
Subject: FW: Superfund Site San Jacinto River / I-10 Harris County

Michael and Steve,

I am in receipt of the attached email from Linde. I represent MIMC and Steve Ginski, copied on this email, represents International Paper at the referenced Site.

Please send us your plans for fence modifications so that we can see what you have in mind. We will need to obtain agreement on the modifications from TxDOT and EPA before moving forward.

Please let us know if you have any questions. Al

Albert R. Axe, Jr.

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From: BAYTOWN@LINDE-LE.COM [<mailto:BAYTOWN@LINDE-LE.COM>]

Sent: Thursday, September 18, 2014 2:13 AM

To: Axe, Al

Cc: fchin@wm.com; DShafer@wm.com

Subject: Superfund Site San Jacinto River / I-10 Harris County

3110A2J4 Baytown

Date: 18.09.2014 09:12:42

Corr. No.: LE-MGI-E-

Subject: Superfund Site San Jacinto River / I-10 Harris County

Ref:

Answer required: Yes, until: 19.09.2014

Dear Mr. Axe,

As mentioned in previous correspondence, we are an engineering company working in consortium with Bechtel for the erection of a plant in Baytown for ExxonMobil. For the delivery of our heavy equipment, like columns and compressors, to the construction site we intend to use a property adjacent to the San Jacinto River close to I-10 which belongs to TxDOT. This property was declared Superfund Site with McGuinness Industrial Maintenance Corporation and International Paper Company as EPA-designated respondents.

In order to restrict the public from entering the Superfund Site, McGuinness Industrial Maintenance Corporation and International Paper Company agreed on the erection, maintenance and operation of a fence. We are in contact with TxDOT and we already agreed with TxDOT and others on a right of way for entering the Superfund Site. In order to perform our task of heavy equipment transport we need to do some adjustments and changes at the gate area of fence, whereas we seek permission from McGuinness Industrial Maintenance Corporation and International Paper Company.

We would like to explain our intention in detail. Therefore, please let us know when it is most convenient for you to talk about this issue.

Please contact our

Mr. Michael Rosslenbroich at
michael.rosslenbroich@linde-le.com

or

Mr. Tom Muchan at
tom.muchan@linde-le.com

Thank you for your consideration and early reply.

Best regards,

Originator: Michael Rosslenbroich

Approver: Georg Schneider

Dr. Georg Schneider

Project Director

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fax +49 89 7445 58 14 54



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